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BRINKS
HOFER
GILSON
& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: James Roy Maxwell et al.

Appln. No.: 10/606,671

Filed: June 25, 2003

For: BREATH FRESHENING AND ORAL
CLEANSING PRODUCT WITH MAGNOLIA
BARK EXTRACT

Attorney Docket No: 1391-1555 (MAG BAR 01)

Examiner: Ruth A. Davis

Art Unit: 1651

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Commissioner for Patents
U.S. Patent and Trademark Office
P. O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR CONTINUED EXAMINATION (37 C.F.R. § 1.114)

Sir:

Applicant(s) requests continued examination of the above-identified application under 37 C.F.R. §1.114.

Submission under 37 CFR 1.114 (*check at least one of the following*):

Previously submitted:

Applicant(s) requests nonentry of any previously-filed unentered amendments.

Please enter and consider the Amendment After Final Under 37 C.F.R. §1.116 previously filed on September 18, 2006, a copy of which is attached hereto.

Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

Other: _____

Attached is/are:

An Information Disclosure Statement

An Amendment to the written description, claims, or drawings

New Arguments and/or New Evidence in support of Patentability

Other: _____

Request for suspension of action:

Applicant(s) hereby request suspension of action on the above-identified application under 37 C.F.R. §1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; requires Processing Fee under 37 C.F.R. §1.17(i)).

 Small Entity Status:

- Applicant hereby asserts entitlement to claim small entity status under 37 CFR §§ 1.9 and 1.27.
- A small entity statement or assertion of entitlement to claim small entity status was filed in prior application no. _____ / _____ and such status is still proper and desired.
- Is no longer desired.

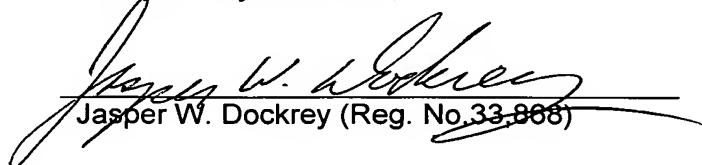
 Applicant(s) calculate the following fees to be due in connection with this Request:

- A Request fee of \$790.00 under 37 C.F.R. §1.17(e).
- A suspension processing fee of \$_____ under 37 C.F.R. §1.17(i).
- An additional filing fee of \$_____ under 37 C.F.R. §1.16 (_____ additional independent claims and/or _____ additional total claims).
- An extension fee of \$120.00 under 37 C.F.R. §1.17(a) for a one-month extension of time.

 Fee payment to cover the above-enumerated fee(s):

- A check in the amount of \$910.00 is enclosed.
- Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$_____. A copy of this Request is enclosed for this purpose.
- A payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
- The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE). A copy of this Request is enclosed for this purpose.

Respectfully submitted,



Jasper W. Dockrey (Reg. No. 33,868)

October 23, 2006

Date